



1731

PATENT *Shw*ATTORNEY DOCKET NO: SMD-101-CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: VLADIMIR HAMPL, JR.)	Examiner: C. LOPEZ
)	
Serial No.: 10/037,315)	Art Unit: 1731
)	
Filed: OCTOBER 22, 2001)	Deposit Account No.: 04-1403
)	
Title: CIGARETTE PAPER WITH REDUCED)	
CARBON MONOXIDE DELIVERY)	

RESPONSE TO OFFICE ACTION

Commissioner For Patents
Alexandria, VA 22313-1450

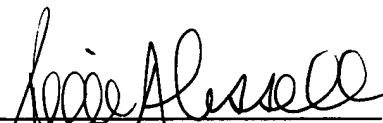
Dear Sir:

In the Office Action dated May 11, 2004, all of the pending claims were rejected solely under the doctrine of obviousness-type double patenting as being unpatentable over claim 28 of U.S. Patent No. 6,305,382. On April 30, 2004, however, Applicant submitted a Terminal Disclaimer in order to alleviate the double patenting rejection. The Terminal Disclaimer should render moot the claim rejection and place the application in complete condition for allowance.

Should Examiner Lopez, however, not receive the Terminal Disclaimer previously filed, he is invited and encouraged to telephone the undersigned at his convenience.

Respectfully submitted,

6/1/04
Date



Timothy A. Cassidy
38,024
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In Application of: Vladimir Hampl, Jr.
Serial No: 10/037,315
Filed: October 22, 2001
Confirmation No: 4388
Title: Cigarette Paper With Reduced Carbon Monoxide Delivery



Group Art Unit: 1731
Examiner: C. Lopez
Our Client ID: 22827
Our Account No: 04-1403

Commissioner for Patents
U.S. Patent and Trademark Office
Post Office Box 1450
Alexandria, VA 22313-1450

AMENDMENT

This is a response/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is to be treated as the signature to the attachment in absence of a signature thereto.

Fee requirements (if any) have been calculated as shown below:

Claims remaining after amendment	Highest number previously paid for	Present Extra	Additional Fee
Total Effective Claims _____ minus _____	= _____	X \$18 =	\$ _____ .00
Independent Claims _____ minus _____	= _____	x \$86 =	\$ _____ .00
If amendment enters <u>proper</u> multiple dependent claim(s) into this application for <u>first</u> time, add \$290.00 (per application)			\$ _____ .00
Since Official Action set an <u>original</u> due date of _____,			
PETITION is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$420; 3 months \$950; 4 months \$1480)			\$ _____ .00
If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$110.00)			\$ _____ .00
SUBTOTAL:			\$ _____ .00
If "small entity" verified statement filed [] previously, [] herewith, enter one-half (1/2) of subtotal and <u>subtract</u>			\$ _____ .00
TOTAL:			\$ _____ .00
Other: _____			\$ _____ .00
TOTAL FEE ENCLOSED:			\$ _____ .00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:
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DORITY & MANNING
ATTORNEYS AT LAW, P.A.

By: Timothy A. Cassidy Reg. No: 38,024 Date: June 1, 2004

Signature: [Signature]

I hereby certify that this correspondence and any referenced attachment and fee are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Post Office Box 1450, Alexandria, VA 22313-1450, on June 1, 2004.

Pamela Knorr

(Typed or printed name of person mailing paper or fee)

[Signature]

(Signature of person mailing paper or fee)